

ORIGINAL

AO 440 (Rev. 8/01) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

District of Hawaii

WAYNE BERRY,

Plaintiff,

V.

DEUTSCHE BANK TRUST  
COMPANY AMERICAS et al.,

## SUMMONS IN A CIVIL ACTION

CASE NUMBER: Civ. No. 07 CV-0172 SOM-LEK

TO: (Name and address of Defendant)

ALL NAMED DEFENDANTS

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

TIMOTHY J. HOGAN - HSBN 5312  
ATTORNEY AT LAW  
1050 Bishop Street, No. 433  
Honolulu, Hawaii 96813  
TEL (808) 382-3698  
FAX (808) 356-1682

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

SUE BEITIA

CLERK



(By) DEPUTY CLERK

AUG 16 2007

DATE

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<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	
NAME OF SERVER ( <i>PRINT</i> )	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"><input type="checkbox"/> Served personally upon the defendant. Place where served:</div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:</div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Returned unexecuted:</div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Other (specify): Service on Registered Agent.</div>		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
<p style="text-align: center;">I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="margin-top: 20px;">Executed on _____ Date</div> <div style="margin-top: 20px; text-align: center;">_____ <i>Signature of Server</i></div> <div style="margin-top: 20px; text-align: center;">_____ <i>Address of Server</i></div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.